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9 Attorneys for Plaintiff, LLOYD MASON

10 IN THE UNITED STATES DISTRICT COURT FOR
11 THE NORTHERN DISTRICT OF CALIFORNIA
12 OAKLAND DIVISION

13 LLOYD MASON

14 Plaintiff,

15 vs.

16
17 AMBROSE RECREATION AND PARK DISTRICT,
18 TARRY SMITH, MAE CENDANA, JUDY
19 DAWSON, EVA GARCIA, STEVE HOAGLAND,
20 GLORIA MAGELBY and DOES 1 through 99,
21 inclusive,

22 Defendants.

Case No.: 4:10-CV-02201 PJH

STIPULATION OF DISMISSAL
Federal Rules of Civil Procedure,
Rule 41(a)

23 **TO ALL PARTIES HEREIN AND TO THEIR ATTORNEYS OF RECORD:**

24 IT IS HEREBY STIPULATED by and between the parties through this action through their
25 designated counsel of record that the foregoing claims are hereby dismissed pursuant to Federal Rules
26 of Civil Procedure, Rule 41(a)(1) as follows:

27 ///

1 1. That the Complaint of LLOYD MASON, filed on or about May 21, 2010, is dismissed
2 with prejudice, as to Defendants, AMBROSE RECREATION AND PARK DISTRICT, TARRY
3 SMITH, MAE CENDANA, JUDY DAWSON, EVA GARCIA, STEVE HOAGLAND and GLORIA
4 MAGELBY, each party to bear their own attorneys fees and costs.

5
6 2. That once the original of this Stipulation has been duly executed, a copy shall be valid
7 for all purposes.

8 IT IS HEREBY STIPULATED:

9 Dated: March 14, 2011

MUSACCHIO & MONTANARI, P.C.

10
11 By: 

12 R. ERNEST MONTANARI
13 BRENNDA DAUGHERTY
14 Attorneys for Plaintiff, LLOYD MASON

15 Dated: March 14, 2011

ANGELO, KILDAY & KILDUFF

16
17 By: 

18 CAROLEE G. KILDUFF
19 CARRIE A. FREDERICKSON
20 Attorneys for Defendants, AMBROSE
21 RECREATION AND PARK
22 DISTRICT, TARRY SMITH, MAE
23 CENDANA, JUDY DAWSON, EVA
24 GARCIA, STEVE HOAGLAND,
25 GLORIA MAGELBY



3/17/11

PROOF OF SERVICE

Lloyd Mason v. Ambrose Recreation and Park District, et al.
(Northern District of California (Oakland Division) Case No.: 4:10-CV-02201-PJH)

I, the undersigned, hereby certify that I am a citizen of the United States and over the age of eighteen; I work in the County of Contra Costa, California, in which County the within mailing took place; and I am not a party to the subject case. My business address is MUSACCHIO & MONTANARI, P.C. 1280 Civic Drive, Suite 200, Walnut Creek, California 94596.

I am familiar with the practice of this law firm for the collection and processing of documents for mailing with the United States Postal Service, that the documents would be deposited with the United States Postal Service that same day in the ordinary course of business.

On March 16, 2011, I placed the within:

• **STIPULATION OF DISMISSAL**

in an envelope(s) sealed, with postage thereon fully prepaid, and following the ordinary business practices of this law firm, placed said envelope(s) for collection and mailing to the parties to the within action, at Walnut Creek, California, addressed as follows:

Carolee G. Kilduff, Esq.
Carrie A. Frederickson, Esq.
Angelo, Kilday & Kilduff
601 University Avenue, Suite 150
Sacramento, CA 95825
Telephone: 916-564-6100
Facsimile: 916-564-6263
Email: ckilduff@akk-law.com
cfrederickson@akk-law.com

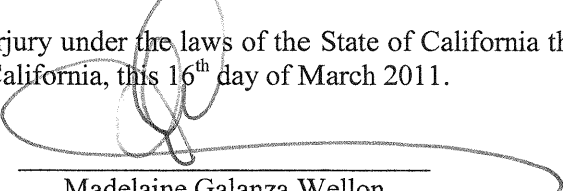
*Counsel for Defendants, Ambrose Recreation
and Park District, Tarry Smith, Mae
Cendana, Judy Dawson, Eva Garcia, Steve
Hoagland and Gloria Magelby*

[XX] (BY MAIL) By placing said envelope(s), with postage thereon fully prepaid for first-class mail, for collection and mailing at my place of business following ordinary business practice. I am readily familiar with the ordinary business practice for the collection and processing of mail. In the ordinary course of business, mail is deposited with the United States Postal Service on the same day as it is placed for collection.

[XX] (BY ELECTRONIC MAIL) By electronically transmitting the attached document(s) to the Clerk's office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to the above-listed CM/ECF registrants.

[] (BY OVERNIGHT DELIVERY) on the following party(ies) in said action, in accordance with CCP §1013(c), by placing a true copy thereof enclosed in a sealed envelope, with delivery fees paid or provided for, in a designated area of outgoing overnight mail, addressed as set forth below. In the ordinary course of business mail, placed in that designated area and is picked up that same day for delivery the following business day.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed at Walnut Creek, California, this 16th day of March 2011.


Madelaine Galanza Wellon